

1 LEON GREENBERG, ESQ., SBN 8094  
2 RUTHANN DEVEREAUX-GONZALEZ, ESQ., SBN 15904  
3 Leon Greenberg Professional Corporation  
4 1811 South Rainbow Blvd - Suite 210  
5 Las Vegas, Nevada 89146  
6 (702) 383-6085  
7 (702) 385-1827(fax)  
8 [leongreenberg@overtimelaw.com](mailto:leongreenberg@overtimelaw.com)  
9 [ranni@overtimelaw.com](mailto:ranni@overtimelaw.com)

10 JAMES P. KEMP, ESQUIRE  
11 Nevada Bar No. 006375  
12 KEMP & KEMP, ATTORNEYS AT LAW  
13 7435 W. Azure Drive, Suite 110;  
14 Las Vegas, NV 89130  
15 (702) 258-1183/ (702) 258-6983 (fax)  
16 [jp@kemp-attorneys.com](mailto:jp@kemp-attorneys.com)

17 *Attorneys for Plaintiffs*

18 UNITED STATES DISTRICT COURT  
19 DISTRICT OF NEVADA

20 \* \* \*

21 JASMINE SOLARES and  
22 ESTEFANIA CORREA,

23 Plaintiff,

24 vs.

25 AMAZON COM SERVICES LLC.,

26 Defendants.

27 Case No.: 2:24-cv-00881-EJY

28 DECLARATION OF JASMINE SOLARES

29 JASMINE SOLARES, hereby affirms, under penalty of perjury, that she has personal  
30 knowledge of the following statements:

31 1. I am one of the named plaintiffs in this lawsuit. This declaration is submitted in  
32 support of Plaintiffs' Motion for Circulation of Notice of the Pendency of this Action Pursuant to

1 29 USC 216(b) and for Other Relief and in reply to certain allegations made by defendant in  
2 opposing that motion.

3 2. Reggie Cooley states in his declaration at paragraph 9 that from March of 2020  
4 through February of 2022 there were no security checks of Amazon employees when they left  
5 LAS2. That is not true during the period of my employment at LAS2, from July of 2020  
6 through July of 2023. During that entire time all of the LAS2 workers and I were subjected to a  
7 security check (a passing through of the metal detector) every shift when we left the LAS2  
8 facility or went to the main breakroom for our meal period.

9 3. Reggie Cooley states in his declaration at paragraph 4 that the metal detection  
10 capabilities of the metal detectors employees must walk through to exit the warehouse have been  
11 deactivated and such metal detectors are programed as “randomizers” and set to beep 3% of the  
12 times an individual walks through them. My experience working at LAS2 is not consistent with  
13 that assertion as I experienced a “beep” far more than 3% of the times I walked through those  
14 metal detectors.

15 4. Reggie Cooley states in his declaration at paragraph 16 that Amazon provides  
16 LAS2 employees with “cubby holes” to store items so those items do not need to be carried  
17 through the security screenings. While Amazon may have provided cubby holes, those spaces  
18 were not secured. Amazon did not make available lockers (that could be locked) for employees  
19 to store valuable items in.

20 5. Dona Fortner states in her declaration dated August 14, 2024, Doc. 26-5, at  
21 paragraph 9, that Amazon provides LAS2 employees with two time clocks directly in front of  
22 each of two internal breakrooms that can be used for meal breaks without going through security  
23 and describes those breakrooms. When I was at Amazon, there was a small internal breakroom  
24 and a larger “open air” breakroom available for use without going through security. There was  
25 one time clock in front of each of those two internal breakrooms. While the open air break room  
26 was the larger of the two internal break rooms, it would have adequately accommodated fewer  
27  
28

1 than 200 employees. The smaller of the two internal breakrooms would have accommodated no  
2 more than 50 people at a time. The smaller of the internal breakrooms was an approximate two  
3 to five minute long walk from the majority of the workstations. The open air breakroom was  
4 located in a corner of the warehouse that was a significant distance from the majority of the  
5 workstations, it would take approximately five to ten minutes to walk from those workstations to  
6 the open air breakroom.

7         6. I understand Amazon is representing to the Court it did not require LAS2  
8 employees to go through meal break security screenings since it provided internal breakrooms  
9 accessible for use without those screenings. That representation by Amazon is incorrect.  
10 Amazon's policy of tracking its employees' "on the clock" (paid time) activities required LAS2  
11 employees, if they did not want to be disciplined by Amazon, and possibly lose their jobs, to, as  
12 a practical matter, either (a) clock out for meal breaks, and then consume significant unpaid meal  
13 break time going through a security screening; or (b) clock out (and in) from their meal break at  
14 the main time clock in/clock out location (at the security screening station) quite distant from the  
15 open air internal breakroom and then consume significant amounts of unpaid meal break time  
16 walking to and from that internal meal breakroom. The other, smaller, internal breakroom was  
17 not an available option for most LAS2 employees because its capacity was very limited.

18         7. Amazon would keep track of all the time a LAS2 employee was "on the clock"  
19 (being paid for that time) but *not* at their workstation performing work, such workstation absent  
20 time being called "time off task." If I were to walk from my work station and clock out for my  
21 meal break on the time clock located at the entrance to the open air breakroom, I would be  
22 subject to discipline for "time off task" for the five to ten minutes it would typically take to walk  
23 that significant distance and que up to use the single available time clock at that location. After  
24 my 30 minute lunch break, if I were to clock back in at the time clock located at the entrance of  
25 the open air breakroom, then walk to my workstation, I would again be subject to discipline for  
26 time off task, because I clocked in but took five to ten minutes to walk to my work station. If  
27  
28

1 large numbers of workers attempted to use that break room and its time clock significant time  
2 would also be consumed queuing up to use the single time clock there. Such queuing up would  
3 either deprive the employee of a significant portion of their 30 minute meal break or result in  
4 additional "time off task" being recorded against the employee. That is because the Amazon  
5 time clocks scan employee badges and were often slow or would require multiple swipes to  
6 work. When those clocks were working well often only three or four employees a minute could  
7 use them, meaning it could take ten minutes, or more, for 50 employees to all use the same single  
8 time clock.

9         8. As I explain above, the choice presented to most Amazon LAS2 employees if  
10 they wanted to use the open air breakroom, which had the most capacity to accommodate them if  
11 they wished to avoid a meal break security screening, were highly undesirable. They could use  
12 the time clock located at that break room and face discipline, and disfavor, by Amazon for  
13 recording "time off task." Or they could use the time clock located near the security screening  
14 stations, avoid incurring that "time of task" record, but have to engage in a long walk (five to ten  
15 minutes each way) back and forth from that open air break room, and lose the use of a large  
16 portion, possibly the majority, of their meal break period. As a result, it made more sense, since  
17 they experienced less loss of meal break time and no negative "time off task" record, for most  
18 LAS2 employees during their meal break to undergo a security screening and use one of the two  
19 main (past security screening) breakrooms or go outside the LAS2 facility entirely. As a  
20 practical matter, Amazon did not allow LAS2 employees and I to enjoy and effectively use their  
21 full 30 minute unpaid meal break. It either required we consume a significant portion of that  
22 meal break period going through a security screening, walking to and from the distant open air  
23 breakroom, or face negative consequences with a "time off task" record if we avoided that  
24 security screening and such walking to and from the open air breakroom during our break time  
25 period.  
26  
27  
28

1 I affirm I am over 21 years of age and I make this statement, which I have read and  
2 declare to be true, of my own free will.

3  
4 09-23-2024

5 DATE

Jasmine Solares

NAME